



C. Earl Hunter, Commissioner

Promoting and protecting the health of the public and the environment.

PUBLIC NOTICE

Clarification


EDISTO MARINA ASSOCIATES P/N 2008-1729-1IW-P

The Army Corps of Engineers placed the above referenced project on public notice on September 5, 2008. This Agency subsequently cancelled the application due to the applicant's failure to submit the required processing fee. The application was never cancelled by the Army Corps of Engineers. Therefore, with the submittal of the appropriate processing fee, this Agency has reactivated this permit application.

The proposed activities consists of transferring ownership of the existing 72 boat slips to the Edisto Marina Association and changing the intended use of that facility from commercial to private use.

The Operations and Maintenance manual for **Edisto Marina Associates, P/N # 2008-1729-1IW-P**, is available for review during the normal business hours of 8:30am through 5:00pm Monday through Friday at the OCRM Office, 1362 McMillan Avenue, Suite 400, Charleston, Charleston County, South Carolina.

Written comments will be received on this amendment request until April 19, 2009 at the address listed above. For further information please contact the project manager, Fred Mallett, at 843-953-0236.


March 20, 2009

JOINT
PUBLIC NOTICE

CHARLESTON DISTRICT, CORPS OF ENGINEERS
69A Hagood Avenue
Charleston, South Carolina 29403-5107

and the
S.C. DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL
OFFICE OF OCEAN AND COASTAL RESOURCE MANAGEMENT
1362 McMillan Avenue, Suite 400
Charleston, South Carolina 29405

REGULATORY DIVISION

Refer to: P/N # [REDACTED] 2008-1729-1IW-P

5 SEPTEMBER 2008

Pursuant to Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. 403), Sections 401 and 404 of the Clean Water Act (33 U.S.C. 1344), and the South Carolina Coastal Zone Management Act (48-39-10 et seq.) an **after the fact permit modification** request has been submitted to the Department of the Army and the S.C. Department of Health and Environmental Control by

EDISTO MARINA ASSOCIATION
c/o MR. CALVERT W. HUFFINES
POST OFFICE BOX 877
WALTERBORO, SC 29488

for an after the fact permit modification to change the use of and transfer ownership of the existing docking facilities located at the Edisto Marina in waters of

BIG BAY CREEK

at a location adjacent to 3702 Dockside Road on Edisto Island, Colleton County, South Carolina (Latitude 32.49474°, Longitude - 80.34111°)

In order to give all interested parties an opportunity to express their views

NOTICE

is hereby given that written statements regarding the proposed work will be received by both of the above mentioned offices until

12 O'CLOCK NOON, MONDAY, 6 OCTOBER 2008

from those interested in the activity and whose interests may be affected by the proposed work.

This proposed modification consists of transferring ownership of the existing 72 boat slips to the Edisto Marina Association and changing the use of the facility from commercial to private use.

NOTE: Plans depicting the existing work described in this notice are available and will be provided, upon receipt of a written request, to anyone that is interested in obtaining a copy

of the plans for the specific project. The request must identify the project of interest by public notice number and a self-addressed stamped envelope must also be provided for mailing the drawings to you. Your request for drawings should be addressed to the

**U.S. Army Corps of Engineers
ATTN: REGULATORY DIVISION
69A Hagood Avenue
Charleston, South Carolina 29403-5107.**

The District Engineer has concluded that the discharges associated with this project, both direct and indirect, should be reviewed by the South Carolina Department of Health and Environmental Control in accordance with provisions of Section 401 of the Clean Water Act. As such, this notice constitutes a request, on behalf of the applicant, for certification that this project will comply with applicable effluent limitations and water quality standards. The work shown on this application must also be certified as consistent with applicable provisions the Coastal Zone Management Program (15 CFR 930). The District Engineer will not process this application to a conclusion until such certifications are received. The applicant is hereby advised that supplemental information may be required by the State to facilitate the review.

This notice initiates the Essential Fish Habitat (EFH) consultation requirements of the Magnuson-Stevens Fishery Conservation and Management Act. Implementation of the proposed project would impact estuarine substrates and emergent wetlands utilized by various life stages of species comprising the red drum, shrimp, and snapper-grouper management complexes. Our initial determination is that the proposed action would not have a substantial individual or cumulative adverse impact on EFH or fisheries managed by the South Atlantic Fishery Management Council and the National Marine Fisheries Service (NMFS). Our final determination relative to project impacts and the need for mitigation measures is subject to review by and coordination with the NMFS.

The District Engineer has consulted the most recently available information and has determined that the project will have no effect on any Federally endangered, threatened, or proposed species and will not result in the destruction or adverse modification of designated or proposed critical habitat. This public notice serves as a request to the U.S. Fish and Wildlife Service and the National Marine Fisheries Service for any additional information they may have on whether any listed or proposed endangered or threatened species or designated or proposed critical habitat may be present in the area which would be affected by the activity, pursuant to Section 7(c) of the Endangered Species Act of 1973 (as amended).

Pursuant to Section 106 of the National Historic Preservation Act (NHPA), this public notice also constitutes a request to Indian Tribes to notify the District Engineer of any historic properties of religious and cultural significance to them that may be affected by the proposed undertaking.

In accordance with the NHPA, the District Engineer has also consulted the latest published version of the National Register of Historic Places for the presence or absence of registered properties, or properties listed as being eligible for inclusion therein, and this worksite is not included as a registered property or property listed as being eligible for inclusion in the Register. To insure that other cultural resources that the District Engineer is not aware of are not overlooked, this public notice also serves as a request to the State Historic Preservation Office to provide any information it may have with regard to historic and cultural resources.

3 SEPTEMBER 2008

Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for a public hearing shall state, with particularity, the reasons for holding a public hearing.

The decision whether to issue a permit will be based on an evaluation of the probable impact including cumulative impacts of the activity on the public interest and will include application of the guidelines promulgated by the Administrator, Environmental Protection Agency (EPA), under authority of Section 404(b) of the Clean Water Act and, as appropriate, the criteria established under authority of Section 102 of the Marine Protection, Research and Sanctuaries Act of 1972, as amended. That decision will reflect the national concern for both protection and utilization of important resources. The benefit which reasonably may be expected to accrue from the project must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the project will be considered including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, historic properties, fish and wildlife values, flood hazards, flood plain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production and, in general, the needs and welfare of the people. A permit will be granted unless the District Engineer determines that it would be contrary to the public interest. In cases of conflicting property rights, the Corps of Engineers cannot undertake to adjudicate rival claims.

The Corps of Engineers is soliciting comments from the public; Federal, state, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this activity. Any comments received will be considered by the Corps of Engineers to determine whether to issue, modify, condition or deny a permit for this project. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the activity.

If there are any questions concerning this public notice, please contact Debbie King at 843-329-8044 or toll free at 1-866-329-8187.

Fred Mallett
Project Manager
SCDHEC-OCRM



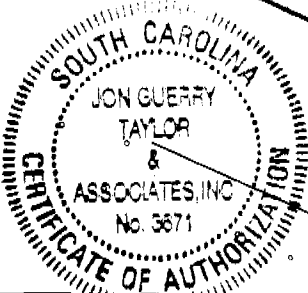
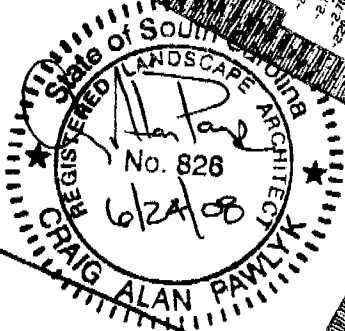
SAC 2008-1729-1W
Edisto Marina Association
September 2, 2008
sheet 2 of 2



EXISTING SITE CONDITIONS

BIG BAY CREEK
EDISTO
FLOOD

Permit Purposes Only
Not for Construction



AUTHORIZED AGENT:

JON GUERRY TAYLOR AND ASSOCIATES INC.
P.O. BOX 1082
MT. PLEASANT, SC 29465
c/o MR. CRAIG PAWLYK

SAC-2008-1729-1IW

EDISTO MARINA

LATITUDE: N 32° 29' 38.36"
LONGITUDE: W 80° 20' 25.29"

COLLETON COUNTY, SC

PROPOSED: PRIVATE MARINA

ON: EDISTO ISLAND STATE OF: SC

COUNTY OF: COLLETON COUNTY

ON: BIG BAY CREEK

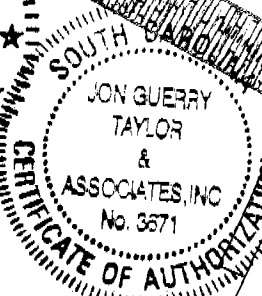
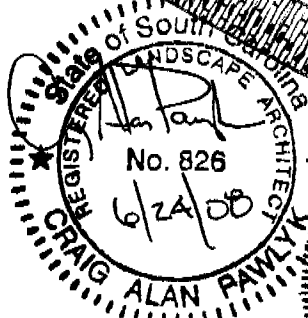
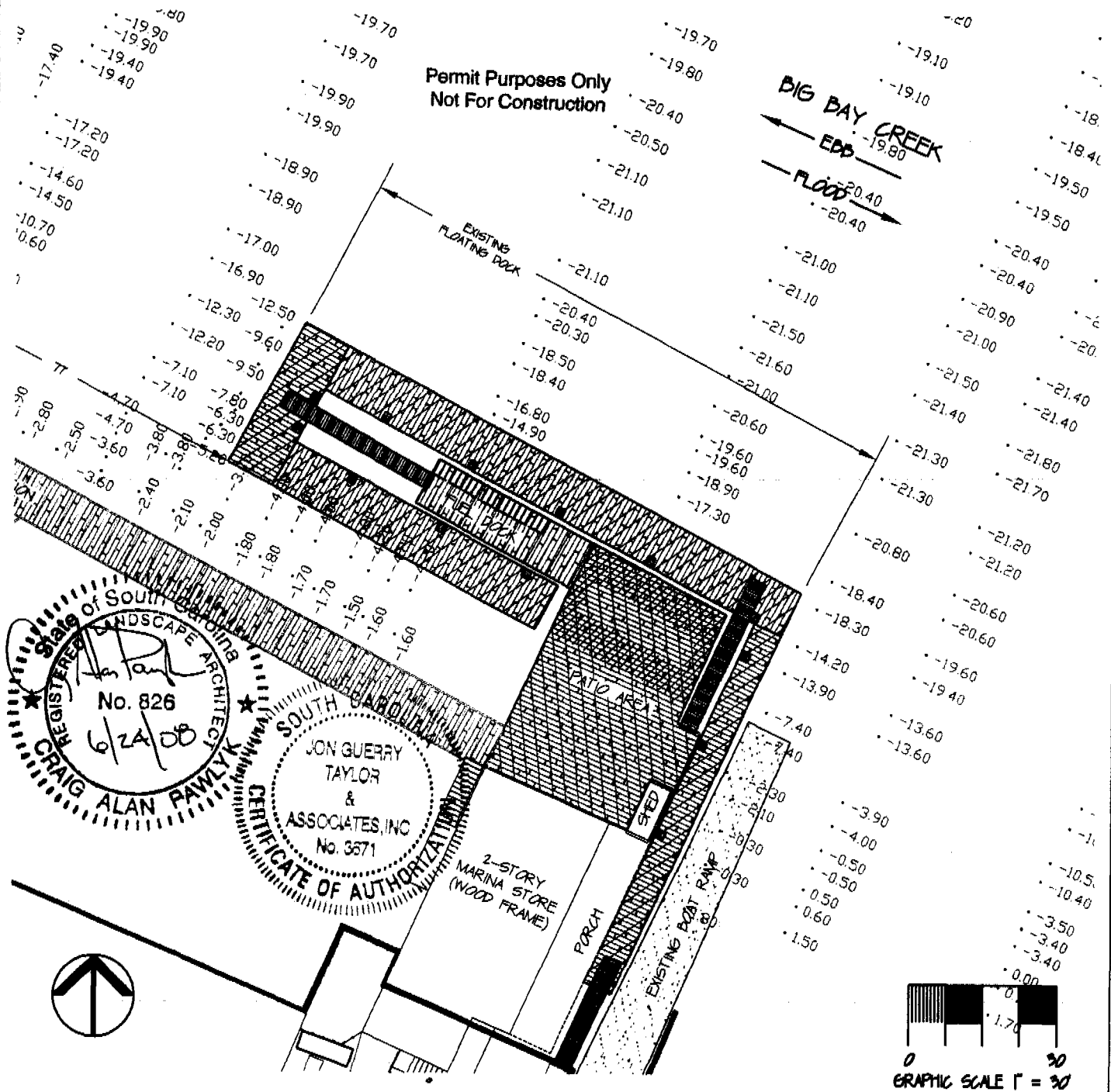
DATE: 5-22-08

REVISED: 6-24-08

SHEET: A OF 10

FILE: EDISTO MARINA PERMIT
JON GUERRY TAYLOR AND ASSOCIATES, INC.

EXISTING SITE CONDITIONS



AUTHORIZED AGENT:
 JON GUERRY TAYLOR AND ASSOCIATES INC.
 P.O. BOX 1082
 MT. PLEASANT, SC 29465
 c/o MR. CRAIG PAWLYK

EDISTO MARINA

LATITUDE: N 32° 29' 38.36"
 LONGITUDE: W 80° 20' 23.29"

COLLETON COUNTY, SC

PROPOSED: PRIVATE MARINA

ON: EDISTO ISLAND **STATE OF:** SC

COUNTY OF: COLLETON COUNTY

ON: BIG BAY CREEK

DATE: 5-22-08

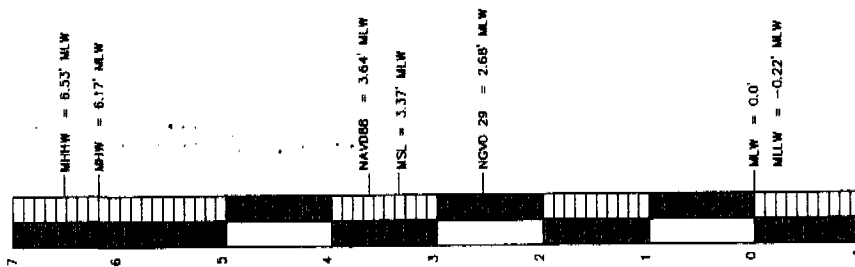
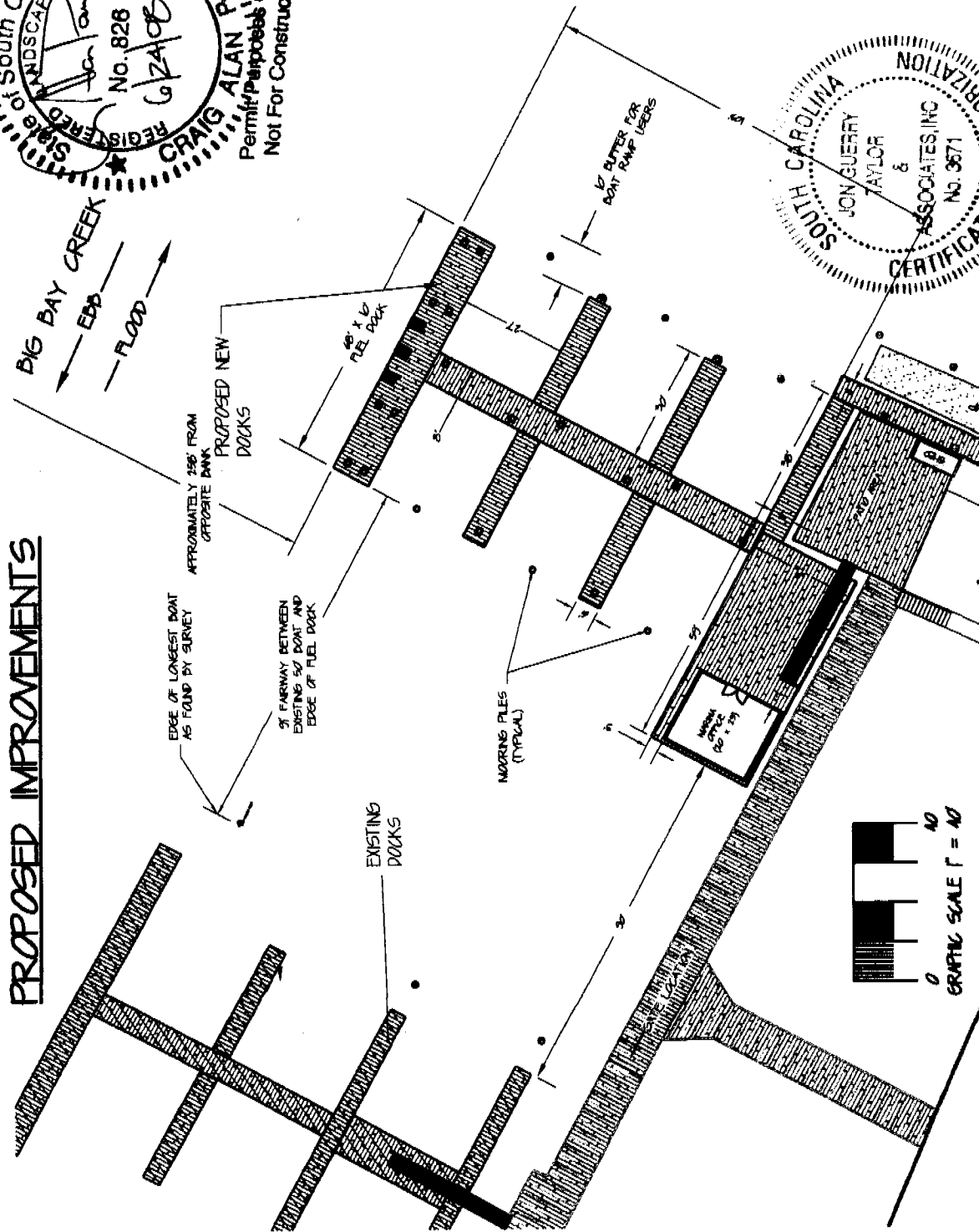
REVISED: 6-24-08

SHEET: 5 OF 10

FILE: EDISTO MARINA PERMIT
 JON GUERRY TAYLOR AND ASSOCIATES, INC.

SAC-2008-1729-IW

PROPOSED IMPROVEMENTS



DATUM RELATIONSHIPS)
IDE RANGE SCALE
NOT TO SCALE



EDISTO MARINA

LATITUDE: N 32° 29' 36.36"
LONGITUDE: W 80° 20' 23.29"

COLLETON COUNTY, SC

PROPOSED: PRIVATE MARINA

ON: EDISTO ISLAND STATE OF: SC

COUNTY OF: COLLETON COUNTY

ON: BIG BAY CREEK

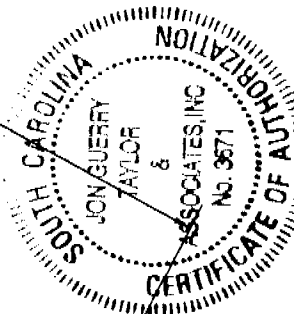
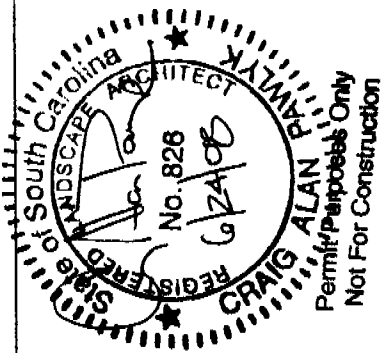
DATE: 5-12-08

REVISED: 6-24-08

SHEET: 6 OF 10

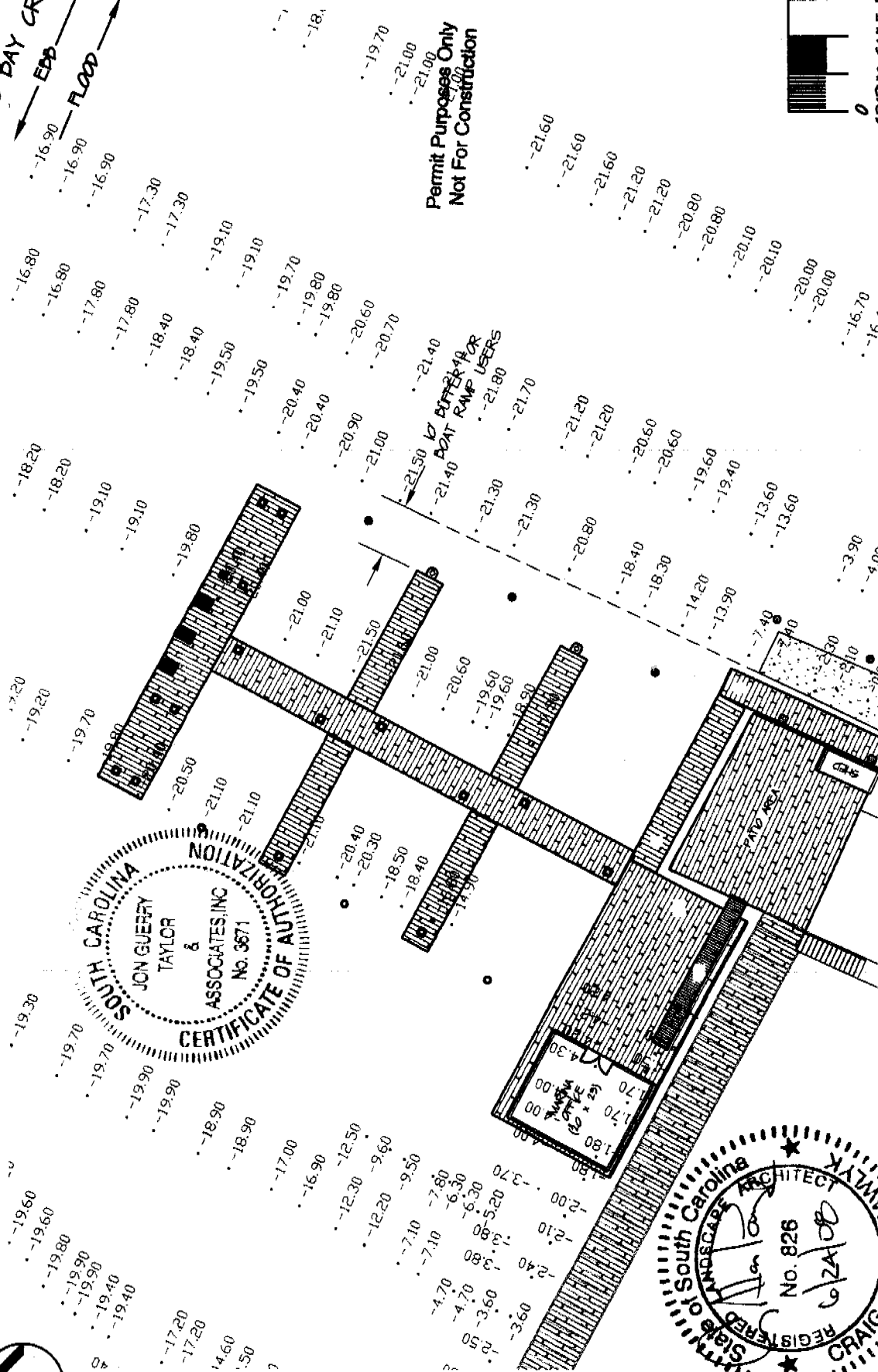
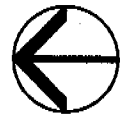
FILE: EDISTO MARINA PERMIT
JON GUERRY TAYLOR AND ASSOCIATES, INC.

SAC-2008-1729-1IN



PROPOSED IMPROVEMENTS

BIG BAY CREEK
Ebb
Flood



EDISTO MARINA

LATITUDE: N 31° 29' 38.36"
LONGITUDE: W 80° 20' 13.95"

COLLETON COUNTY, SC

PROPOSED: PRIVATE MARINA

ON: EDISTO ISLAND STATE OF: SC

COUNTY OF: COLLETON COUNTY

ON: BIG BAY CREEK

DATE: 5-22-08 REVISED: 6-24-08

SHEET 1 OF 10

AUTHORIZED AGENT:

JON GUERRY TAYLOR AND ASSOCIATES INC.

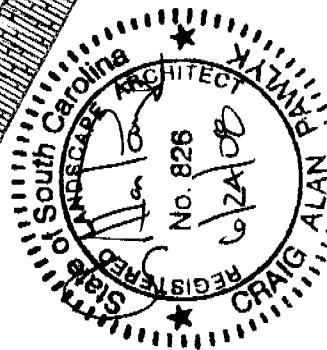
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IT. PLEASANT, SC 29465

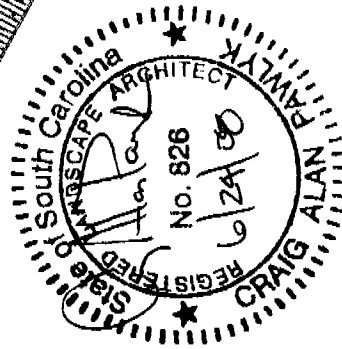
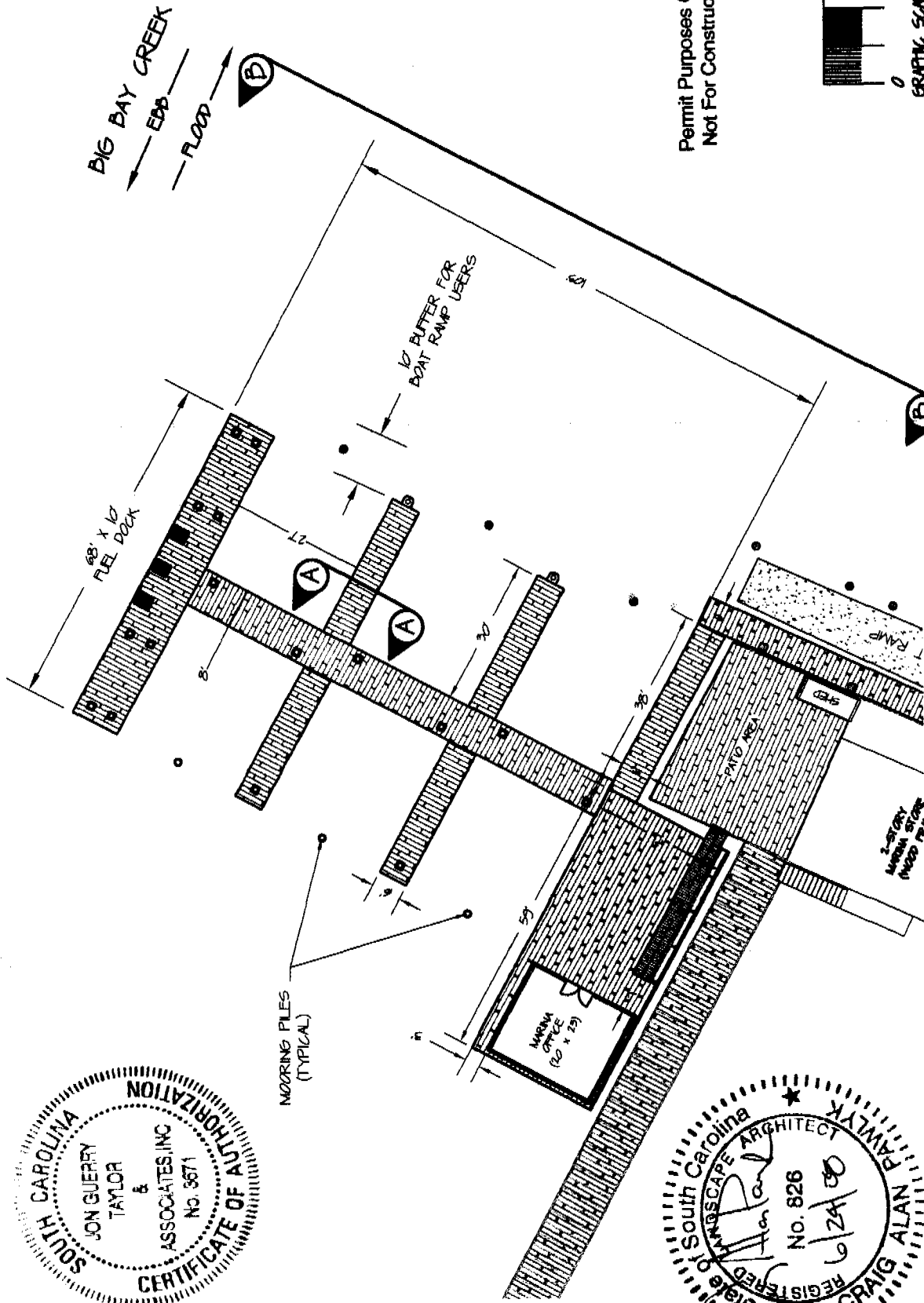
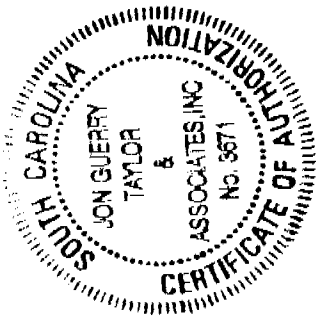
10 MR. CRAIG PAMLYK

EXISTING REPAIR PROPERTY:

SEE SHEET 2



100-2008-1009-1000



AUTHORIZED AGENT:
JON GUERRY TAYLOR AND ASSOCIATES, INC.
10 BOX 1081
IT. PLEASANT, SC 29465
/c MR. CRAIG PAWLYK

EDISTO MARINA

LATITUDE: N 32° 25' 30.36"
LONGITUDE: W 80° 20' 23.29"

COLLETON COUNTY, SC

PROPOSED: PRIVATE MARINA

IN: EDISTO BEACH STATE OF: SC

COUNTY OF: COLLETON COUNTY

ON: BIG DAY CREEK

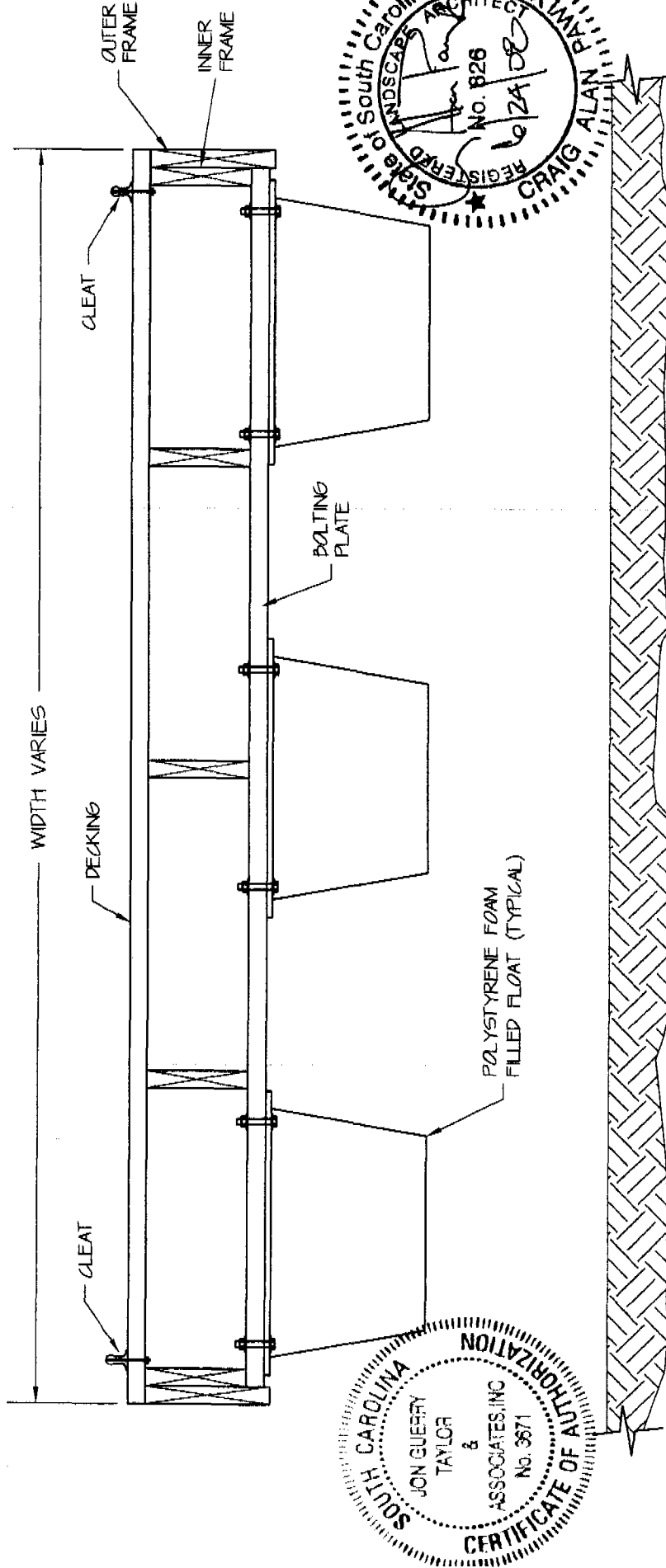
DATE: 10/08/07 REVISED: 6-24-08 SHEET: 8 OF 10

FILE: EDISTO MARINA PERMIT
JON GUERRY TAYLOR AND ASSOCIATES, INC.

See - 2008-1708-1314

PROPOSED IMPROVEMENTS

Permit Purposes Only
Not For Construction



NOT TO SCALE

SECTION A-A

AUTHORIZED AGENT:
JON GUERRY TAYLOR & ASSOCIATES, INC.
P.O. BOX 1082
AT. PLEASANT, SC 29465
/s/ MR. CRAIG PAWLAK

EDISTO MARINA

LATITUDE: N 32° 29' 36.36"
LONGITUDE: W 80° 20' 23.29"

COLLETON COUNTY, SC

PROPOSED: PRIVATE MARINA

ON: EDISTO ISLAND STATE OF SC

COUNTY OF COLLETON COUNTY

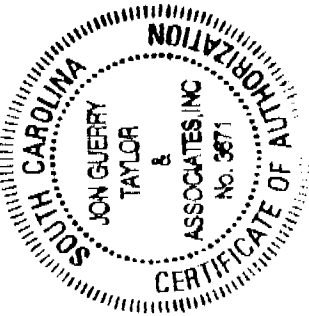
ON: BIG DAY CREEK

DATE: 5-11-08 REVISED: 6-24-08

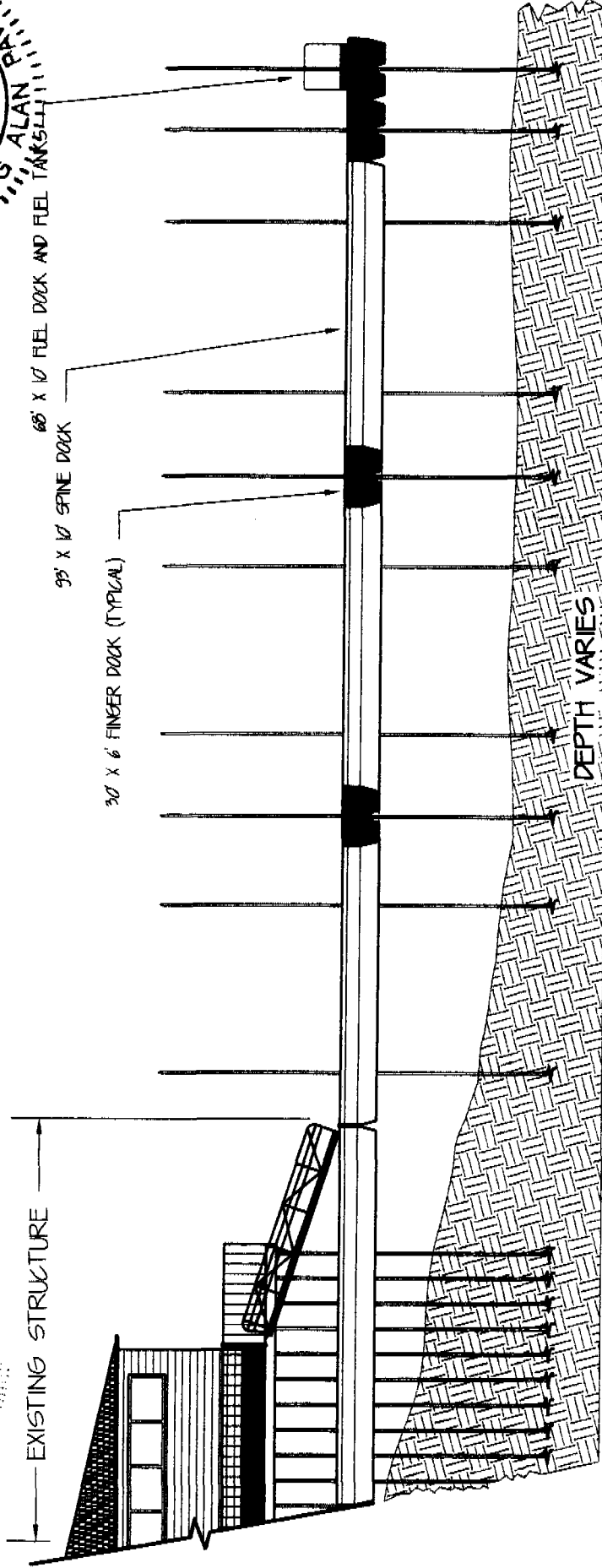
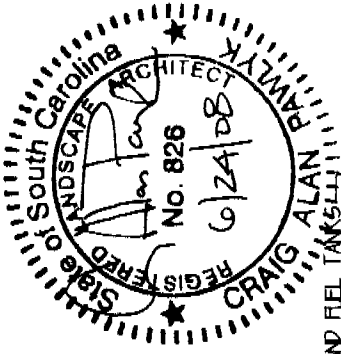
SHEET: 9 OF 10

FILE: EDISTO MARINA PERMIT
JON GUERRY TAYLOR AND ASSOCIATES, INC.

SC-2008-1729-152



PROPOSED IMPROVEMENTS



Permit Purposes Only
Not For Construction

SECTION B-B

AUTHORIZED AGENT:
JON GUERRY TAYLOR & ASSOCIATES, INC.
2008
T. PLEASANT, SC 29465
/c/o MR. CRAIG PAWLYK

EDISTO MARINA

LATITUDE: N 31° 29' 30.36"
LONGITUDE: W 80° 20' 19.29"

COLLETON COUNTY, SC

PROPOSED JOB DESCRIPTION

ON: EDISTO ISLAND STATE OF: SC

COUNTY OF: COLLETON COUNTY

ON: BIG BAY CREEK

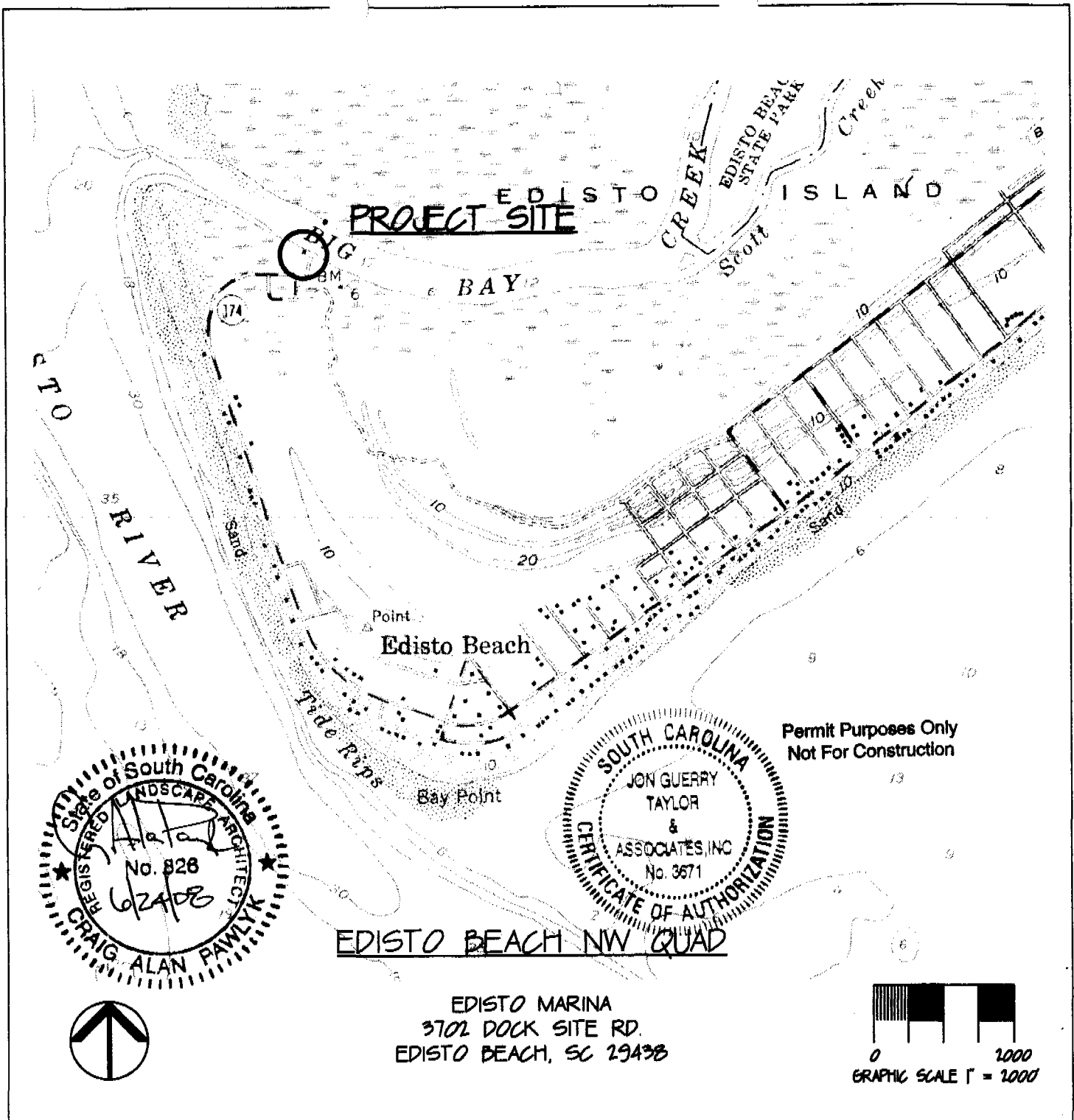
DATE: 5-12-08

REVISION: 6-24-08

SHEET: 10 OF 10

FILE: EDISTO MARINA PERMIT
JON GUERRY TAYLOR AND ASSOCIATES, INC.

502-2003-1782-1110



AUTHORIZED AGENT:

JON GUERRY TAYLOR AND ASSOCIATES INC.
P.O. BOX 1082
MT. PLEASANT, SC 29465
c/o MR. CRAIG PAWLYK

ADJACENT RIPARIAN PROPERTY:

SEE SHEET 3

**QUAD SHEET
EDISTO MARINA**

LATITUDE: N 32° 29' 38.36"
LONGITUDE: W 80° 20' 23.29"

CALETON COUNTY, SC

PROPOSED: PRIVATE MARINA

ON: EDISTO ISLAND STATE OF: SC
COUNTY OF: CALETON COUNTY

ON: BIG BAY CREEK

DATE: 5-22-08

REVISED: 6-24-08

SHEET: 1 OF 10

FILE: EDISTO MARINA PERMIT
JON GUERRY TAYLOR AND ASSOCIATES, INC.

SAC - 2008-1729-11W

Edisto Island

Scaniwah
Island

Bailey
Island

Store
Creek

174

Edisto Island

Edisto Island

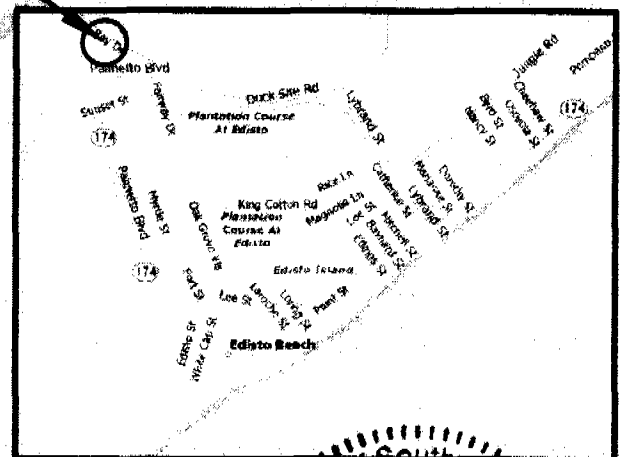
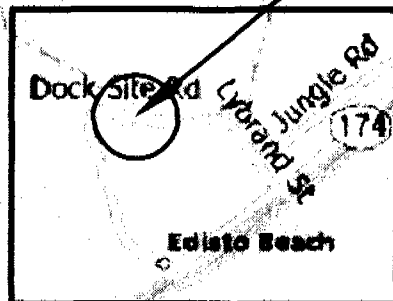
Pockoy
Island



PROJECT SITE

Permit Purposes Only
Not For Construction

Edisto Beach
State Park

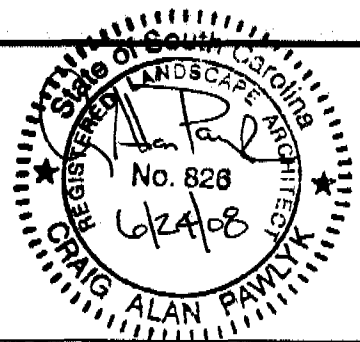


MAP BY MAPQUEST



PROJECT SITE:

EDISTO MARINA
3702 DOCK SITE RD.
EDISTO BEACH, SC 29438



AUTHORIZED AGENT:

JON GUERRY TAYLOR AND ASSOCIATES INC.
P.O. BOX 1082
MT. PLEASANT, SC 29465
c/o MR. CRAIG PAWLYK

ADJACENT RIPARIAN PROPERTY:

SEE SHEET 3

**LOCATION MAP
EDISTO MARINA**

LATITUDE: N 32° 29' 38.36"
LONGITUDE: W 80° 20' 29.29"

COLLETON COUNTY, SC

PROPOSED: PRIVATE MARINA

ON: EDISTO ISLAND STATE OF: SC

COUNTY OF: COLLETON COUNTY

ON: BIG DAY CREEK

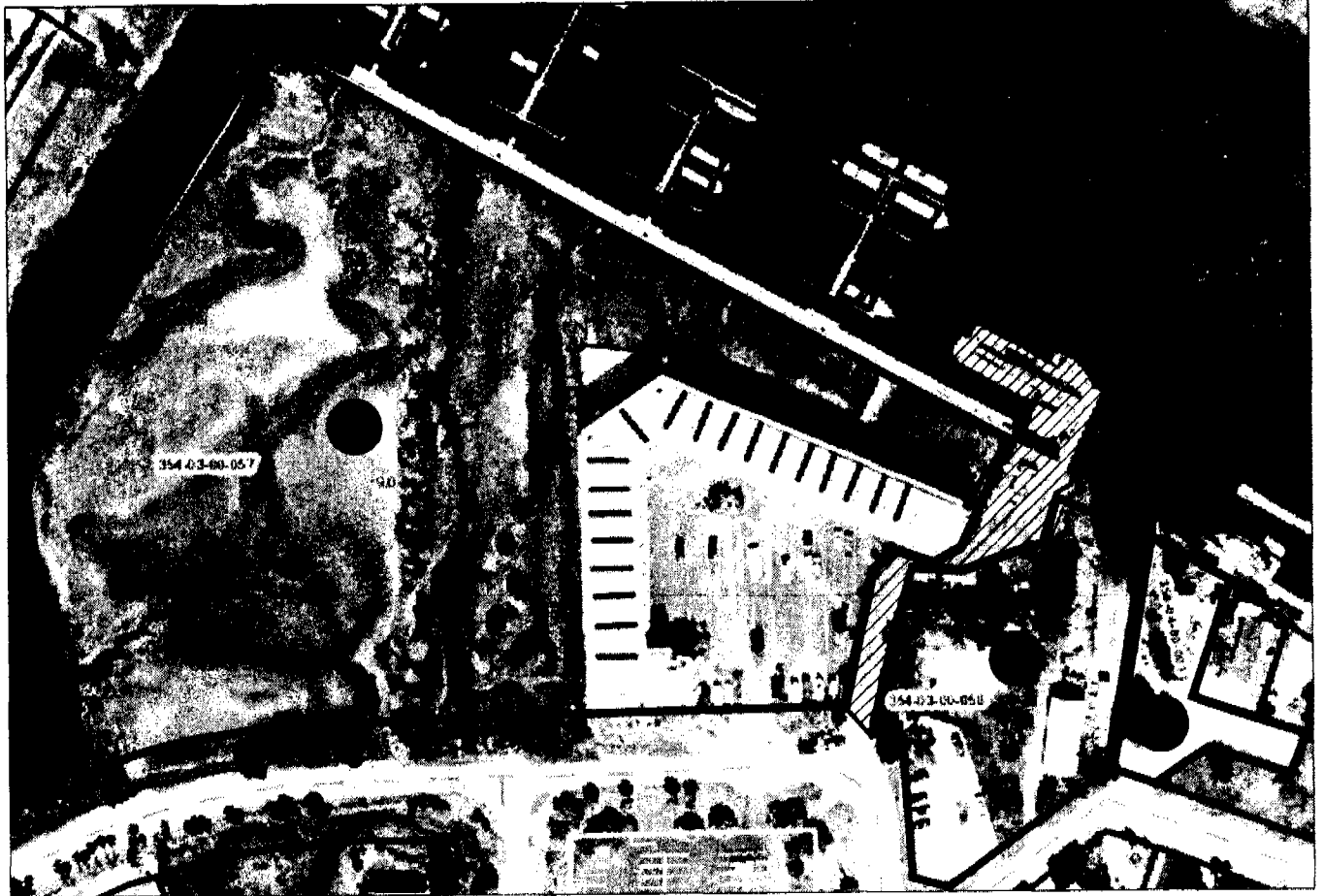
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REVISED: 6-24-08

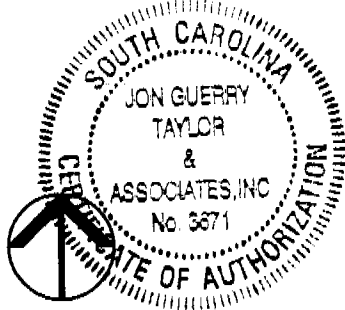
SHEET: 2 OF 10

FILE: EDISTO MARINA PERMIT
JON GUERRY TAYLOR AND ASSOCIATES, INC.

ADJACENT PROPERTY OWNERS

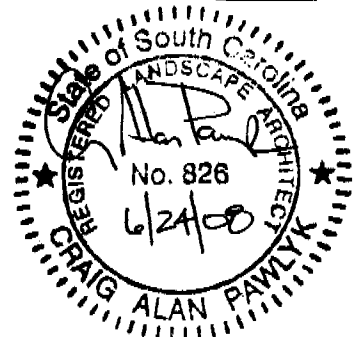


Permit Purposes Only
Not For Construction



1. BAY CREEK VILLAS
DEVELOPMENT, ASSOC.
3701 DOCKSITE ROAD
EDISTO BEACH, SC 29438
2. WELDON O BELL
3706 DOCKSITE ROAD
EDISTO BEACH, SC 29438
3. WELDON O BELL
3706 DOCKSITE ROAD
EDISTO BEACH, SC 29438

SITE LOCATION:



AUTHORIZED AGENT:

JON GUERRY TAYLOR AND ASSOCIATES INC.
P.O. BOX 1082
MT. PLEASANT, SC 29465
c/o MR. CRAIG PAWLYK

EDISTO MARINA

LATITUDE: N 32° 29' 38.36"
LONGITUDE: W 80° 20' 29.29"

COLLETON COUNTY, SC

PROPOSED PRIVATE MARINA

ON: EDISTO ISLAND STATE OF: SC
COUNTY OF: COLLETON COUNTY
ON: BIG BAY CREEK
DATE: 5-22-08
REVISED: 6-14-08

SHEET: 3 OF 10

FILE: EDISTO MARINA PERMIT
JON GUERRY TAYLOR AND ASSOCIATES, INC.